UNITED STATES DISTRICT COURT

for the

Southern District of New York

TOMAS SAPON, individually and on behalf of others similarly situated,)))	
Plaintiff(s) V.) Civil Action No.	20cv8238
KDD RESTAURANT GROUP LLC (D/B/A MAKANA), DAVID CHAN, and DAVID HOM,)))	
Defendant(s))	

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) David Chan c/o Makana 161 West 106tl

161 West 106th Street New York, NY 10025

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney,

whose name and address are: Michael A. Faillace

MICHAEL FAILLACE & ASSOCIATES, P.C.

60 East 42nd Street, Suite 4510 New York, New York 10165

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: October 5, 2020 /S/ S. James

Signature of Clerk or Deputy Clerk

Additional information regarding attempted service, etc:

Civil Action No.

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

was rec	This summons for (name ceived by me on (date)	ne of individual and title, if an	ny)				
	☐ I personally served the summons on the individual at (place)						
			on (date)	; or			
	☐ I left the summons						
	, a person of suitable age and discretion who resides there,						
	on (date), and mailed a copy to the individual's last known address; or						
	·	who is					
	designated by law to accept service of process on behalf of (name of organization)						
			on (date)	; or			
	☐ I returned the summ	nons unexecuted because	e		; or		
	☐ Other (specify):						
	My fees are \$	for travel and \$	\$ for services, for a total of \$	0.00	<u> </u>		
	I declare under penalty of perjury that this information is true.						
Date:		_					
			Server's signature				
		_	Printed name and title				
		_	Server's address				

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